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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

QUALITY TECHNOLOGY SERVICES,
HOLDING, LLC,

Plaintiff,

-against-

CHECKM8, INC.,

Defendant.

Civil Action No.
07-07458 (RMB)

STIPULATION OF
DISMISSAL OF ACTION

~~FOR REMOVAL FROM THE~~
~~NEW YORK STATE COURT~~

RMB

IT IS HEREBY STIPULATED AND AGREED by and between the undersigned that this action shall be dismissed from this Court, ~~and the State Court of the State of New York, County of New York, Southern District of New York, and that the time for Plaintiff Quality Technology Services, Holding, LLC, to answer or otherwise move against Defendant's Counterclaim is extended to and including November 20, 2007.~~

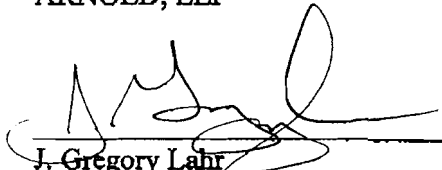
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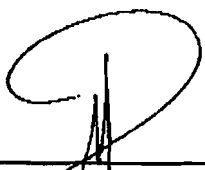
~~for the State Court of the State of New York, County of New York, Southern District of New York, and that the time for Plaintiff Quality Technology Services, Holding, LLC, to answer or otherwise move against Defendant's Counterclaim is extended to and including November 20, 2007.~~ THE CONFERENCE SCHEDULED FOR NOVEMBER 20, 2007 IS VACATED.

Dated: New York, New York
November 15, 2007

SEDGWICK, DETERT, MORAN &
ARNOLD, LLP


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So Ordered:

RMB

11/19/07


Richard M. Beerman